



# State of Utah

*School and Institutional*  
TRUST LANDS ADMINISTRATION

Michael O. Leavitt  
Governor

David T. Terry  
Director

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m/023/003

February 18, 1999

Greg Hawkins, Mine Manager  
Brush Wellman Inc.  
P.O. Box 815  
Delta, Utah 84624

Re: Conditional Approval of Amendment to Large Mining Operations, Brush Wellman Inc.,  
Topaz Beryllium Mine, Metalliferous Minerals Lease ML 18237, Juab County, Utah.  
DOGM File M/023/003

Dear Mr. Hawkins:

The School and Institutional Trust Lands Administration ("Trust Lands Administration") has completed a review of your permit amendment to the approved Topaz Beryllium Mine mining and reclamation plan as it pertains to mining activity conducted on lands administered by the Trust Lands Administration. The Notice of Intent to Commence Phase Mining of the Rainbow and Section 16 South # 1 Pits and Request for Plan Amendment, dated August 25, 1998, was received in our office on August 27, 1998. A copy of the conditional approval granted by the Division of Oil, Gas and Mining was received by the Trust Lands Administration on January 13, 1999.

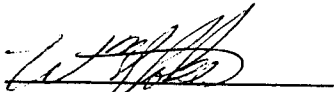
As outline in your amended plan the proposed Section 16 South # 1 pit will include the area of the currently approved Section 16 North # 2 and Section South # 1 pits. The Section 16 South # 1 pit will be mined in the same manner as approved in the mining and reclamation plan. As the Division of Oil, Gas and Mining is the lead agency for monitoring large mining operations and the lead agency for establishing reclamation and bonding parameters the Trust Lands Administration will follow their recommendation by granting conditional approval of the permit amendment. Final approval of the amendment will be granted when the additional bonding requirement are satisfied and a updated Reclamation Contract is completed.

The archaeological staff of the Trust Lands Administration has reviewed the archaeological survey report, submitted by JBR, Inc., covering the lands in section 16. The archaeological survey identified a number of significant archaeological sites in section 16. Even though none of these sites will be directly impacted by the proposed project amendment the archaeological staff

of the Trust Lands Administration would like to know how Brush Wellman plans to protect the significant sites from inadvertent damage caused by heavy equipment or casual collection of archaeological material by Brush Wellman employees or contractors. Could you please respond to this request before proceeding with proposed amendment to your mining plan. If you have any questions concerning protection of the archaeological sites please contact Mr. Kenny Wintch, the Trust Lands Administration's staff archaeologist.

Thank you for your patience and cooperation.

Sincerely,

A handwritten signature in black ink, appearing to read 'W. M. Stokes', written over a horizontal line.

William M. Stokes  
Minerals Resource Specialist

cc: Tom Munson, DOGM  
Kenny Wintch, Trust Lands